## UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

DEMBO, BROWN & BURNS LLP BY: KYLE F. EINGORN, ESQUIRE 1300 ROUTE 73 SUITE205 MT. LAUREL, NJ 08054 (856) 354-8866 KEINGORN@DBBLEGAL.COM ATTORNEYS FOR McCORMICK 110, LLC Order Filed on May 21, 2022 by Clerk U.S. Bankruptcy Court District of New Jersey

INRE:

GEORGE SARIOTIS AND CINDY SARIOTIS,

Debtors.

Chapter I I
Case No. 22-12916-MBK
The Honorable Michael B. Kaplan, U.S.B.J.

## CONSENT ORDER RESOLVING MOTION FOR RELIEF FROM THE AUTOMATIC STAY

The relief set forth on the following pages is hereby ORDERED.

**DATED: May 21, 2022** 

Honorable Michael B. Kaplan United States Bankruptcy Judge THIS MATTER having come before the Court on Motion of McCormick 110, LLC ("McCormick") seeking relief from the automatic stay (the "Motion") and the parties having amicably resolved the aforementioned Motion, and for good cause having been shown;

It is hereby **ORDERED** as follows:

I. McCormick's Motion for relief from the automatic stay as to the following mortgaged properties is hereby resolved upon the terms set forth in the following numbered paragraphs:

Land and premises commonly known as 61 Redwood Drive, Ocean, New Jersey 07712 (hereinafter, the "Redwood Property"). Land and premises identified by the lot and block numbers set forth below on Official Tax Map of the Township of Ocean, Connty of Monmouth and State of New Jersey.

Block Number	Lot(s) Number
150.06	14

Land and premises commonly known as 1801 Pitney Street, Ocean (Oakhurst), New Jersey 07755 (hereinafter, the "Pitney Property" and together with the Redwood Property, the "Properties"). Land and premises identified hy the lot and block 11111111 bers set forth below on Official Tax Map of the Township of Ocean, County of Monmouth and State of New Jersey.

Block Number	Lot(s) Number
33	105

- 2. The Debtors agree to sell the Redwood Property on or before June 30, 2022, for a price that will generate sufficient proceeds to satisfy the claim of McCormick, in full. The Debtors agree to request, and McCormick and OceanFirst agree to provide the Debtors with an updated payoff in advance of the sale, if any.
- 3. The Debtors agree to sell the Pitney Property on or before September 30, 2022, for a price that will generate sufficient proceeds to satisfy the claim of McCormick, in full. The

Debtors agree to request, and McCormick and OceanFirst agree to provide the Debtors with an updated payoff in advance of the sale, if any.

4. The Debtors agree to make adequate protection payments to McCormick in the amount of I, I 00.00 per month towards the loan securing the Pitney Property beginning on May 25, 2022 and continuing on the 25<sup>th</sup> day of each month until such time as the Pitney Property is sold and McCormick's loan is satisfied.

The Debtors further agree to make adequate protection payments to OceanFirst in the amount of \$1,100.00 per month towards the loans securing the Pitney Property beginning on May 25, 2022 and continuing on the z5t1, day of each month until such time as the Pitney Property is sold.

- 5. To the extent that either of the Properties is not sold within the timeframes provided above, beginning on midnight of the last day of such respective timeframe, McCormick and OceanFirst shall have self-executing and *in rem* relief from the automatic stay to pursue its state court rights as to such Property.
- 6. This Order shall survive any conversion of this bankruptcy case to one filed under any other chapter under the Bankruptcy Code.

We hereby consent to the form and entry of this Order:

DEMBO, BROWN & BURNS LLP Counsel for McCormick I I 0, LLC	BROEGE, NEUMANN, FISCHER & SHAVER,LLC Counsel for the Debtors
Isl Kyle F. Eingorn	Isl Geoffrey P. Neumann
Kyle F. Eingorn, Esquire	Geoffrey P. Neumann, Esquire

MEYNER AND LANDIS LLP Counsel for OceanFirst Bank, N.A., as successor by merger to Two River Community Bank	
Isl Matthew P. Dolan	
Matthew P. Dolan, Esquire	

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United States Bankruptcy Court
District of New Jersey

n re:	Case No. 22-12916-MBK

George Sariotis Chapter 11

Cindy Sariotis
Debtors

CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 2
Date Rcvd: May 23, 2022 Form ID: pdf903 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 25, 2022:

Recipi ID Recipient Name and Address

db/jdb George Sariotis, Cindy Sariotis, 1801 Pitney St, Oakhurst, NJ 07755-2840

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

### **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

#### NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 25, 2022 Signature: /s/Gustava Winters

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 23, 2022 at the address(es) listed below:

Name Email Address

David B. Grantz

on behalf of Creditor OceanFirst Bank N.A., successor by merger to TwoRiver Community Bank dgrantz@meyner.com,

ckelly@meyner.com

Geoffrey P. Neumann

on behalf of Plaintiff George Sariotis geoff.neumann@gmail.com

Geoffrey P. Neumann

on behalf of Joint Debtor Cindy Sariotis geoff.neumann@gmail.com

Geoffrey P. Neumann

on behalf of Plaintiff Cindy Sariotis geoff.neumann@gmail.com

Geoffrey P. Neumann

on behalf of Debtor George Sariotis geoff.neumann@gmail.com

Kyle Francis Eingorn

on behalf of Creditor McCormick 110 LLC keingorn@dbblegal.com

Margaret Mcgee

on behalf of U.S. Trustee U.S. Trustee maggie.mcgee@usdoj.gov

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District/off: 0312-3 User: admin Page 2 of 2
Date Rcvd: May 23, 2022 Form ID: pdf903 Total Noticed: 1

Matthew Patrick Dolan

on behalf of Creditor OceanFirst Bank N.A., successor by merger to TwoRiver Community Bank mdolan@meyner.com

Stephen Gillespie

on behalf of Creditor Hudson Insurance Company stephengillespie@westerlaw.com brendaharling@westerlaw.com

Timothy P. Neumann

on behalf of Joint Debtor Cindy Sariotis timothy.neumann25@gmail.com

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Timothy P. Neumann

on behalf of Debtor George Sariotis timothy.neumann25@gmail.com

btassillo@aol.com; geoff.neumann@bnfsbankruptcy.com; geoff.neumann@gmail.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 12